

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

ORVILLE ROCAFORT, et al.

Plaintiffs

v.

IBM CORPORATION

Defendant

Civil No. 98-1968(SEC)

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U.S. DISTRICT COURT  
SAN JUAN, P.R.ORDER**MOTION****RULING****Docket #22****Motion to Reconsider Order and  
Requesting Leave to File  
Opposition**

Having reviewed IBM's internal branch audit report no. 95-45-03, the Court rules that its initial ruling should stand, with one exception. With regard to the contents of the audit, we agree with Defendant that the facts and evaluative materials it contains are irrelevant to Plaintiff's discrimination claim. Therefore, Plaintiff may not inquire about the contents of the audit report itself. Plaintiff may however, inquire about his employer's alleged knowledge that he had received a copy of the confidential report, as it might pertain to his claim of retaliation. As such, Plaintiff's motion for reconsideration is **GRANTED in part and DENIED in part**. Defendant's internal audit report (**Sealed Docket #36**), is hereby returned to the Clerk's office for filing.

**Docket #30****Motion Requesting Leave to File  
Certified Translation****GRANTED.****Docket #34****Motion Requesting Status  
Conference****DENIED in light of our ruling on Docket #22.**

DATE: March / , 2001



SALVADOR E. CASELLAS  
United States District Judge

